

SOUTH CAROLINA LAW ENFORCEMENT DIVISION



**Contact: Kathryn Richardson
Office: (803) 896-7013**

FOR IMMEDIATE RELEASE

February 11, 2005

A former Berkeley County Magistrate was charged Friday, February 11, 2005 with three counts of **Committing a Lewd Act Upon a Child Under 14.**

Robert C. Mitchum, 62, of Cordesville, S.C., surrendered to authorities at approximately 9:00 a.m., and was booked at the Berkeley County Detention Center.

The investigation was conducted by SLED and the Berkeley County Sheriff's Office, and will be prosecuted by the Ninth Circuit Solicitor's Office.

-0-

*Warrants Attached.

ARREST WARRANT

H-332277

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
Berkeley
THE STATE
against

Robert C. Mitchum

Address: 161 Nobles Ln.

Cordova, SC 29434

Phone: _____

SSN: _____

Sex: M Race: M Height: 5'08" Weight: 185

DL State: _____ DL #: _____

DOB: 03/31/1942 Agency ORI#: SCA518Prosecuting Agency: SLDProsecuting Officer: W-11036404/RCSUOffense: UNLAWFUL TO COMMIT LEWD ACT UPON CHILD UNDER

FOURTEEN 16-413.1

Code/Ordinance Sec. _____ Offense Code: _____

This warrant is CERTIFIED FOR SERVICE in the
☐ County/ ☐ Municipality of _____The accused
is to be arrested and brought before me to be
dealt with according to law.

Signature of Judge _____

(L.S.)

Date: _____

RETURN

A copy of this arrest warrant was delivered to
defendant _____ on _____

Signature of Constable/Law Enforcement Officer _____

RETURN WARRANT TO:

AWA B. Ayers, Judge

103 Bulledge Street

Moncks Corner, SC 29461

803-719-4536

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
Berkeley

AFFIDAVIT

Form Approved by
S.C. Attorney General
July 26, 1990
SCOA 5.18

Personally appeared before me the affiant S.A. Michael Proden who
being duly sworn deposes and says that defendant Robert C. Mitchum
did within this county and state on January 1, 1970
State of South Carolina (or ordinance of ☐ County/ ☐ Municipality of Berkeley, the criminal laws of the
in the following particulars: UNLAWFUL TO COMMIT LEWD ACT UPON CHILD UNDER FOURTEEN 16-413.1
DESCRIPTION OF OFFENSE:

I further state that there is probable cause to believe that the defendant named above did commit
the crime set forth and that probable cause is based on the following facts:

SEE ATTACHED AFFIDAVIT

Sworn to and subscribed before me

02/16/2003

Signature of Issuing Judge _____ (L.S.)

Signature of Affiant Michael Proden
Affiant's Address 4400 Broadriver Rd.
COLUMBIA, SC 29221
Affiant's Telephone (803) 737-9000

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
Berkeley

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that
on January 1, 1970 defendant Robert C. Mitchum
did violate the criminal laws of the State of South Carolina (or ordinance of ☐ County/ ☐ Municipality of Berkeley) as set forth below:
DESCRIPTION OF OFFENSE: UNLAWFUL TO COMMIT LEWD ACT UPON CHILD UNDER FOURTEEN 16-413.1

Now, therefore, you are empowered and directed to arrest the said defendant and bring him or her before
me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the
defendant at the time of its execution, or as soon thereafter as is practicable.

Signature of Issuing Judge _____ (L.S.)
Judge Code: 000

Judge's Address MONCK'S CORNER, SC 29461
Judge's Telephone 803-719-4536
Issuing Court: ☒ Magistrate ☐ Municipal ☐ Circuit

ORIGINAL

H-332277/PRO

STATE OF SOUTH CAROLINA)

CASE NO.: 2004-11036404

WARRANT #: H-332277

AFFIDAVIT

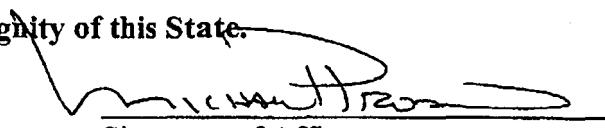
COUNTY OF BERKELEY)

PERSONALLY appeared before me, a magistrate of this county, affiant S.A. MICHAEL PRODAN, who first being duly sworn, deposes and states that Defendant ROBERT C. MITCHUM, did within this County and State on or about or between January 1, 1970 and December 31, 1971 did violate the criminal laws of the State of South Carolina in the following particulars, to wit:

DESCRIPTION OF OFFENSE - §16-413.1 UNLAWFUL TO COMMIT LEWD ACT UPON CHILD UNDER FOURTEEN

That on or about or between January 1, 1970 and December 31, 1971 at 1201 Lem Road, Macedonia, S.C., located within the County and State aforesaid, the Defendant, ROBERT C. MITCHUM, did willfully and unlawfully commit the offense of UNLAWFUL TO COMMIT LEWD ACT UPON CHILD UNDER FOURTEEN in violation of §16-413.1 of the South Carolina Code of Laws 1962, As Amended in 1964, in that the Defendant did willfully and lewdly committed or attempted a lewd or lascivious act upon or with the body, or any part or member thereof, of a child under the age of fourteen years, with the intent of arousing, appealing to, or gratifying the lust or passions of sexual desires of such person or of such child, that the defendant touched the child's bare breast and attempted to put his hand down the front of her pants. The said female child was between the ages of 9 and 10 years of age at the time of the offense. The affiant, the victim and others will so testify.

All against the peace and dignity of this State.


Signature of Affiant

S.A. MICHAEL PRODAN

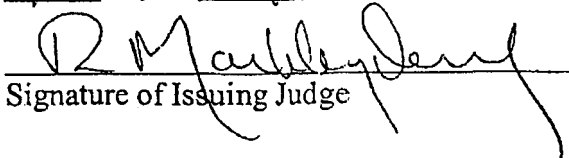
S.L.E.D.

4400 Broadriver Road

Columbia, SC 29221

(803) 737-9000

SWORN TO AND SUBSCRIBED before me this
10th day of Feb, 2005.


Signature of Issuing Judge (L.S.)

ARREST WARRANT

H-332278

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
Berkeley

THE STATE

against

Robert C. Mitchell

161 Robles Ln.

Address: Fort Davisville, SC 29434

Phone: _____ SSN: _____

Sex: _____ Race: _____ Height: _____ Weight: _____

DL State: _____ SC _____ DL _____ Agency ORI#: _____

DOB: 03/31/1962 SLED

Prosecuting Agency: 04-11036404/BCSU

Prosecuting Officer: Unlawful to Commit Lend Act Upon Child Under

Offense: Unlawful to Commit Lend Act Upon Child Under

Fourteen 16-413.1

Code/Ordinance Sec. _____ Offense Code: _____

 This warrant is CERTIFIED FOR SERVICE in the
☐ County/ ☐ Municipality of _____

 The accused
 is to be arrested and brought before me to be
 dealt with according to law.

Signature of Judge _____ (L.S.)

Date: _____

RETURN

 A copy of this arrest warrant was delivered to
 defendant _____ on _____

Signature of Constable/Law Enforcement Officer _____

RETURN WARRANT TO:

Sava B. Ayers, Judge

103 Guilledge Street

Moncks Corner, SC 29461

803-719-4536

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
Berkeley

AFFIDAVIT

Personally appeared before me the affiant S.A. Michael Proden

who

being duly sworn deposes and says that defendant Robert C. Mitchell

did within this county and state on January 1, 1972 violate the criminal laws of the

 State of South Carolina (or ordinance of ☒ County/ ☐ Municipality of Berkeley)

in the following particulars: Unlawful to Commit Lend Act Upon Child Under Fourteen 16-413.1

DESCRIPTION OF OFFENSE:

 I further state that there is probable cause to believe that the defendant named above did commit
 the crime set forth and that probable cause is based on the following facts:

Set ATTACHED AFFIDAVIT

Sworn to and subscribed before me

02/10/2008

Signature of Affiant _____

 Signature of Affiant 4400 Broadriver Rd.
 Affiant's Address Columbia, SC 29221

Affiant's Telephone (803) 737-9000

Signature of Issuing Judge _____ (L.S.)

Affiant's Telephone _____

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
Berkeley

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

appearing from the above affidavit that there are reasonable grounds to believe that

defendant Robert C. Mitchell

did violate the criminal laws of the State of South Carolina (or ordinance of Berkeley) as set forth below:

DESCRIPTION OF OFFENSE: Unlawful to Commit Lend Act Upon Child Under Fourteen 16-413.1

 Now, therefore, you are empowered and directed to arrest the said defendant and bring him or her before
 me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the
 defendant at the time of its execution, or as soon thereafter as is practicable.

Signature of Issuing Judge _____ (L.S.)

Judge's Address 103 Guilledge Street Moncks Corner, SC 29461

Judge's Telephone 803-719-4536

 Issuing Court: ☒ Magistrate ☐ Municipal ☐ Circuit

ORIGINAL

H-332278

STATE OF SOUTH CAROLINA)
COUNTY OF BERKELEY)

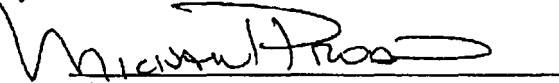
CASE NO.: 2004-11036404
WARRANT #: H 33 2278
AFFIDAVIT

PERSONALLY appeared before me, a magistrate of this county, affiant S.A. MICHAEL PRODAN, who first being duly sworn, deposes and states that Defendant ROBERT C. MITCHUM, did within this County and State on or about or between January 1, 1972 and December 31, 1973 did violate the criminal laws of the State of South Carolina in the following particulars, to wit:

DESCRIPTION OF OFFENSE - §16-413.1 UNLAWFUL TO COMMIT LEWD ACT UPON CHILD UNDER FOURTEEN

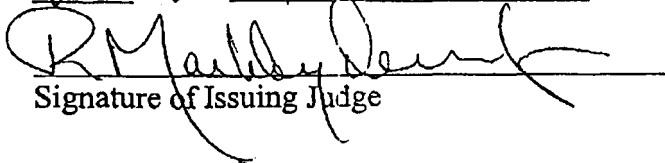
That on or about or between January 1, 1972 and December 31, 1973 at 161 Nobles Lane, Cordesville, S.C., located within the County and State aforesaid, the Defendant, ROBERT C. MITCHUM, did willfully and unlawfully commit the offense of UNLAWFUL TO COMMIT LEWD ACT UPON CHILD UNDER FOURTEEN in violation of §16-413.1 of the South Carolina Code of Laws 1962, As Amended in 1964, in that the Defendant did willfully and lewdly committed or attempted a lewd or lascivious act upon or with the body, or any part or member thereof, of a child under the age of fourteen years, with the intent of arousing, appealing to, or gratifying the lust or passions of sexual desires of such person or of such child, that the defendant put his penis in the female child's mouth. The said female child was between the ages of 11 and 12 years of age at the time of the offense. The affiant, the victim and others will so testify.

All against the peace and dignity of this State.



Signature of Affiant
S.A. MICHAEL PRODAN
S.L.E.D.
4400 Broadriver Road
Columbia, SC 29221
(803) 737-9000

SWORN TO AND SUBSCRIBED before me this
10th day of Feb, 2005.



(L.S.)
Signature of Issuing Judge

ARREST WARRANT

H-332279

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
Berkeley

 THE STATE
against

Robert C. Mitchum

Address: 161 Nobles Ln.

Cortdesville, SC 29434

Phone:

SSN:

Sex: M Race: W Height: 5'08" Weight: 185

DL State: SC DL:

DOB: 03/31/1942 Agency ORI#: SC04518

Prosecuting Agency: SLED

Prosecuting Officer: 04-11036464/BUSO

Offense: UNLAWFUL TO COMMIT LEWD ACT UPON CHILD UNDER

FOURTEEN 16-413.1

Offense Code:

Code/Ordinance Sec.:

This warrant is CERTIFIED FOR SERVICE in the

☐ County/ ☐ Municipality of

 The accused
is to be arrested and brought before me to be
dealt with according to law.

Signature of Judge

(L.S.)

Date:

RETURN

 A copy of this arrest warrant was delivered to
defendant _____
on _____

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

424 B. Ayers, Judge

103 Gullledge Street

Moncks Corner, SC 29461

803-719-4536

 STATE OF SOUTH CAROLINA
☒ County/ ☐ Municipality of
Berkeley

AFFIDAVIT

 Form Approved by
S.C. Attorney General
July 26, 1990
SCCA 518

 Personally appeared before me the affiant S.A. Michael Proden who
being duly sworn deposes and says that defendant Robert C. Mitchum
did within this county and state on January 1, 1977 violate the criminal laws of the
State of South Carolina (or ordinance of ☒ County/ ☐ Municipality of Berkeley)
in the following particulars: UNLAWFUL TO COMMIT LEWD ACT UPON CHILD UNDER FOURTEEN 16-413.1
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the crime set forth and that probable cause is based on the following facts:

SEE ATTACHED AFFIDAVIT

 Sworn to and subscribed before me
on 02/10/2005

 Signature of Affiant Michael Proden
Affiant's Address 4400 Broadriver Rd.
Columbia, SC 29221
Affiant's Telephone (803) 737-9000

 Signature of Issuing Judge [Signature] (L.S.)
☒ County/ ☐ Municipality of
Berkeley

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
Berkeley

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

 It appearing from the above affidavit that there are reasonable grounds to believe that
on January 1, 1977 defendant Robert C. Mitchum
did violate the criminal laws of the State of South Carolina (or ordinance of ☒ County/ ☐ Municipality of Berkeley) as set forth below:
DESCRIPTION OF OFFENSE: UNLAWFUL TO COMMIT LEWD ACT UPON CHILD UNDER FOURTEEN 16-413.1

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me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the
defendant at the time of its execution, or as soon thereafter as is practicable.
Signature of Issuing Judge [Signature] (L.S.)Judge's Address Moncks Corner, SC 29461Judge Code: 2866Judge's Telephone 803-719-4536Issuing Court: [Signature]Magistrate ☐ Municipal ☒ Circuit

ORIGINAL

H-332279

berkeley county sheriff

843 719 4426

P. 5

Feb 10 05 12:58P

STATE OF SOUTH CAROLINA)

COUNTY OF BERKELEY)

CASE NO.: 2004-11036404

WARRANT #: H-332279

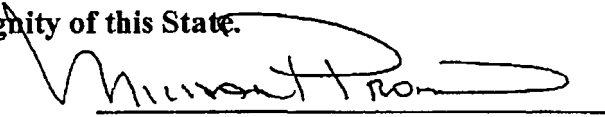
AFFIDAVIT

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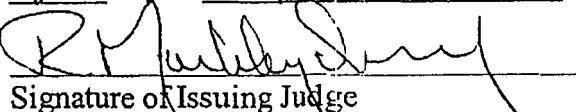
DESCRIPTION OF OFFENSE - §16-413.1 UNLAWFUL TO COMMIT LEWD ACT UPON CHILD UNDER FOURTEEN

That on or about or between January 1, 1977 and December 31, 1978 at 1201 Lem Road, Macedonia, S.C., located within the County and State aforesaid, the Defendant, ROBERT C. MITCHUM, did willfully and unlawfully commit the offense of UNLAWFUL TO COMMIT LEWD ACT UPON CHILD UNDER FOURTEEN in violation of §16-413.1 of the South Carolina Code of Laws 1962, As Amended in 1964, in that the Defendant did willfully and lewdly committed or attempted a lewd or lascivious act upon or with the body, or any part or member thereof, of a child under the age of fourteen years, with the intent of arousing, appealing to, or gratifying the lust or passions of sexual desires of such person or of such child, that the defendant pulled the female child's panties down and did touch the genitals of the female child. The said female child was between the ages of 10 and 11 years of age at the time of the offense. The affiant, the victim and others will so testify.

All against the peace and dignity of this State.


Signature of Affiant
S.A. MICHAEL PRODAN
S.L.E.D.
4400 Broadriver Road
Columbia, SC 29221
(803) 737-9000

SWORN TO AND SUBSCRIBED before me this
10th day of Feb, 2005.


Signature of Issuing Judge (L.S.)